

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 10/538,319
Applicant: Kunihiko Nakamura
Filed: March 22, 2006
Title: MECHANICAL RESONATOR
TC/A.U.: 2817
Examiner: Barbara Summons
Confirmation No.: 1559
Docket No.: MAT-8706US

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

This is in response to the Restriction Requirement stated in the Office Letter dated **March 26, 2008**.

The Examiner requires that claims of either Species I or Species II be elected for prosecution. Applicant elects to prosecute Species II, a mechanical resonator with capacitive actuation via an electrode that vibrates "in a resonance mode at a same resonant frequency as the vibration body" as shown in fig. 11B. The claims which are currently believed to correspond to that species are claims 6 and 19-21. Applicant accepts the Requirement for Election of Species. This election is made without traverse.

Respectfully submitted,

Lawrence E. Ashery, Reg. No. 34,515
Attorney for Applicant

LEA/dmw

Dated: April 10, 2008

P.O. Box 980
Valley Forge, PA 19482
(610) 407-0700

274050